

DECISION MEMORANDUM

TO: COMMISSIONER KEMPTON
COMMISSIONER SMITH
COMMISSIONER REDFORD
COMMISSION SECRETARY
COMMISSION STAFF

FROM: KRISTINE SASSER
DEPUTY ATTORNEY GENERAL

DATE: JULY 14, 2010

SUBJECT: LXI-CLEC, LLC APPLICATION FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY, CASE NO. LXI-T-10-01

On February 19, 2010, LXI-CLEC, LLC filed an Application for a Certificate of Public Convenience and Necessity (CPCN) to provide facilities-based and resold local exchange telecommunications services in the State of Idaho. The Application states that the Company intends to provide resold and switchless reseller services utilizing unbundled network elements, or the equivalent thereof, to business and residential customers.

The Company intends to offer service in the areas served by Qwest. Although the Company intends to initially provide services to business and residential customers in the Magic Valley, it seeks authority to resell and provide facilities-based interexchange and local exchange services throughout the State. At the time of its Application, the Company had not initiated any interconnection or resale agreements.

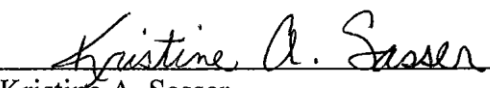
LXI is a limited liability company organized under the laws of Idaho and located in Twin Falls. The Company states that it is a new entity being supported by the owners of Tek-Hut, Inc., an Idaho company since 2001. LXI has submitted financial statements from Tek-Hut as proof of financial stability.

STAFF RECOMMENDATION

Staff recommends that the Application be processed by Modified Procedure.

COMMISSION DECISION

Does the Commission wish to process LXI's Application for a Certificate of Public Convenience and Necessity by Modified Procedure?



Kristine A. Sasser
Deputy Attorney General